

RCE/1600

PTO/SB/30 (09-03)
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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|------------------|
| Application Number | 09/673,174 |
| Filing Date | October 12, 2000 |
| First Named Inventor | KOPROWSKI et al. |
| Art Unit | 1648 |
| Examiner Name | Stacy S. Brown |
| Attorney Docket Number | 08321-0172 US1 |

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other Fee Transmittal; Request for EXT of TIME

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 50-0573

i. ☒ RCE fee required under 37 CFR 1.17(e)

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ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

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iii. ☐ Other _____

b. ☒ Check in the amount of \$ 440 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---------------------|-----------------------------------|-------------------|
| Name (Print/Type) | PAUL CARANGO | Registration No. (Attorney/Agent) | 42,386 |
| Signature | <i>Paul Carango</i> | Date | November 17, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

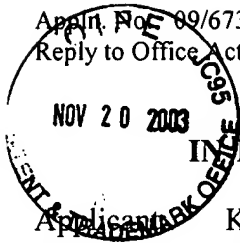
| | | | |
|-------------------|---------------------|------|-------------------|
| Name (Print/Type) | PAUL CARANGO | Date | November 17, 2003 |
| Signature | <i>Paul Carango</i> | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

App. No. 09/673,174
Reply to Office Action dated July 15, 2003

Docket No. 8321-172US
(formerly JEFF-KOP01.P)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Koprowski *et al.*
Serial No.: 09/673,174
Filed: October 12, 2000

Group Art Unit No.: 1648
Examiner: Brown, Stacy S.
Conf. no.: 2234

For: Production of Biomedical Peptides and Proteins in Plants Using Plant Virus Vectors

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Commissioner for Patents
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Response with Request for Continued Examination

Sir:

This Amendment is being filed in response to the Official Action dated July 15, 2003. A Request for Continued Examination ("RCE") is submitted herewith, along with a petition for a one-month extension of time for responding to the pending office action, extending the response deadline to November 17, 2003 (November 15, 2003 being a Saturday). A check for \$440.00 is included to cover the RCE fee and the fee for the extension of time. No further fee is believed due for the filing of this paper. However, if a further fee is due, kindly charge deposit account 50-0573. Please credit any excess to the same account.

Amendments to the Claims begin on pg. 2 of this paper

Remarks/Argument begin on pg. 7 of this paper.

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|--|--------------------------|
| CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a) | |
| I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| BY | <u>Paul Carano</u> |
| DATE: | <u>November 17, 2003</u> |